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**OCT 11 2004**

**AMENDMENT UNDER 37 C.F.R. 1.116**  
**REQUEST FOR EXPEDITED PROCEDURE**  
**EXAMINING GROUP 2652**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Robert D. Freeman; Thomas E. Berg; David W. Niss; Peter J. Raymond  
Assignee: DPHI Acquisitions, Inc.  
Title: TILT FOCUS MECHANISM FOR AN OPTICAL DRIVE  
(as amended)  
Application No.: 09/815,377 Filing Date: March 21, 2001  
Examiner: Julie Anne Watko Group Art Unit: 2652  
Docket No.: M-8745-1P US Confirmation No.: 3940

Irvine, California  
October 11, 2004

**Via Facsimile to (703) 872-9306**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

- 1) Transmittal Letter (1 page);
- 2) Claim of Small Entity Status (1 page);
- 3) Response to Final Office Action (6 pages); and
- 4) 1 Sheet of Replacement Drawing (25/49).

Dated: October 11, 2004


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Jonathan W. Hallman  
Registration No. 42,622

Number of pages (including this sheet): 10

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Re: Applicant(s): Robert D. Freeman; Thomas E. Berg; David W. Niss; Peter J. Raymond  
 Assignee: DPHI Acquisitions, Inc.  
 Title: TILT FOCUS MECHANISM FOR AN OPTICAL DRIVE (as amended)  
 Application No.: 09/815,377 Filing Date: March 21, 2001  
 Examiner: Julie Anne Watko Group Art Unit: 2652  
 Docket No.: M-8745-1P US Confirmation No.: 3940

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Certification of Facsimile Transmission;
- (2) This Transmittal Letter (in duplicate);
- (3) Claim of Small Entity Status (1 page);
- (4) Response to Final Office Action (6 pages); and
- (5) Replacement Drawing (24/49 - Fig. 24).

- No additional fee is required.  
 The fee has been calculated as shown below:

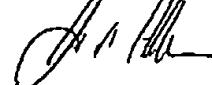
**CLAIMS AS AMENDED**

	Claims Remaining <u>After Amendment</u>	Highest No. Previously Paid For	Present <u>Extra</u>	Rate	Additional Fee
Total Claims	1	Minus 21	= 0	x \$ 9.00	\$ - 0 -
Independent Claims	1	Minus 3	= 0	x 44.00	\$ - 0 -
<input type="checkbox"/> Fee of 150.00 for the first filing of one or more multiple dependent claims per application					\$
<input type="checkbox"/> Fee for Request for Extension of Time					\$
<b>Total additional fee for this Amendment:</b>				\$	- 0 -

- Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.
- Please charge our Deposit Account No. 50-2257 in the amount of
- Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 50-2257

Certification of Facsimile Transmission	
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Linda Bolter	October 11, 2004
Date of Signature	

Respectfully submitted,

  
 Jonathan W. Hallman  
 Attorney for Applicants  
 Reg. No. 42,622

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert D. Freeman; Thomas E. Berg; David W. Niss; Peter J. Raymond  
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CLAIM OF SMALL ENTITY STATUS

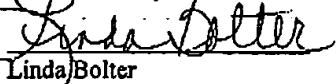
Dear Sir:

Applicants hereby claim the benefit of small entity status for the above-identified patent application.

If there are any questions regarding any aspect of the application, please contact the undersigned at (949) 752-7040.

## Certification of Facsimile Transmission

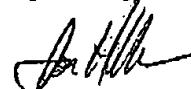
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.



Linda Bolter

October 11, 2004  
 Date of Signature

Respectfully submitted,



 Jonathan W. Hallman  
 Attorney for Applicant  
 Reg. No. 42,622

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